

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED
Clerk
District Court

DEC 12 2006

For The Northern Mariana Islands
By _____

(Deputy Clerk)

UNITED STATES OF AMERICA,

No. 05-10645

Plaintiff - Appellee,

D.C. No. CR-04-00009-ARM

v.

PEDRO Q. BABAUTA,

JUDGMENT

Defendant - Appellant.

Appeal from the United States District Court for the Northern Mariana Islands.

This cause came on to be heard on the Transcript of the Record from the United States District Court for the Northern Mariana Islands and was duly submitted.

On consideration whereof, it is now here ordered and adjudged by this Court, that the judgment of the said District Court in this cause be, and hereby is **REVERSED, REMANDED.**

Filed and entered 06/07/06

A TRUE COPY
CATHY A. CATTERSON
Clerk of Court
ATTEST

DEC 04 2006
by: *Cathy A. Catterson*
Deputy Clerk